

State of Indiana )  
 )SS:  
County of Franklin: )

IN RE: THE VACATION OF A PORTION )  
OF A ROAD AT THE END OF STREET )  
CAR ROAD IN FRANKLIN COUNTY, )  
INDIANA )

ORDINANCE NO. 2017-28

BE IT ORDAINED, by the Franklin County, Indiana Commissioners pursuant to I.C. 36-7-3-12, that pursuant to a Petition to Vacate filed with the Franklin County, Indiana Commissioners, on the 24th day of May, 2016 by Petitioner, Michael Rose, owner of real property located within Franklin County, Indiana, the following described portion of Street Car Road is hereby VACATED.

All of that portion of the north end of Street Car Road, beginning the current end of Street Car Road at the Rose residence running south to the point where the south line of the Rose property leaves Street Car Road to the East, said point being the Northwest corner of the Jeremiah & Elizabeth Blossom property, which is solely owned by Petitioner, whose address is 18144 Street Car Rd., Brookville, Indiana 47012. Said property is further identified by parcel identification no. 24-08-19-200-002.001-005 is HEREBY VACATED.

This Ordinance shall be in full force and effect from and after its passage by law.

Passed by the Franklin County, Indiana Commissioners, this 18th day of July, 2016.

FRANKLIN COUNTY, INDIANA COMMISSIONERS

Tom Wilson 12-5-17  
TOM WILSON

Tom Linkel 12-5-17  
TOM LINKEL

Eric Roberts 12-5-17  
ERIC ROBERTS

ATTEST:

Carol Westerman  
Secretary

This instrument prepared by TAMMY R. DAVIS, Atty. at Law, 647 Main St., Brookville, Indiana 47012.

"I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law."  
Tammy R. Davis

State of Indiana:

County of Franklin:

*Concurrence  
17728  
7-18-16*

**PETITION TO VACATE PUBLIC ROADWAY**

Petitioner, Michael Rose, as the owner of real property located within Franklin County, Indiana, hereby petitions the Franklin County Commissioners ("Commissioners") to vacate a portion of the north end of Street Car Road, beginning the current end of Street Car Road at the Rose residence running south to the point where the south line of the Rose property leaves Street Car Road to the East, said point being the Northwest corner of the Jeremiah & Elizabeth Blossom property, which is solely owned by Petitioner, whose address is 18144 Street Car Rd., Brookville, Indiana 47012. Said property is further identified by parcel identification no. 24-08-19-200-002.001-005.

In support of said Petition, Michael Rose, with counsel, states:

1. Vacating the proposed Roadway is beneficial to the County as it will no longer need to be maintained by the County and said portion of the road only is utilized by the Petitioner;
2. That currently the school bus turns around before the proposed vacated section and the Petitioner has been clearing the proposed vacated roadway during the past winter;
3. Vacation of the proposed Roadway will not hinder the growth or orderly development of the neighborhood in which said roadway is located or to which the roadway is contiguous;
4. Vacating the proposed Roadway does not make access to the lands of any person by means of public way difficult or inconvenient;
5. Vacating the proposed Roadway does not hinder the public's access to a church, school, or other public building or place; and

Further, Petitioner states that notice of this Petition and the hearing on it has been provided pursuant to Ind. Code §§ 36-7-3-12(c) and 5-3-1.

Respectfully Submitted this 24<sup>th</sup> day of May, 2016

  
\_\_\_\_\_  
Tammy R. Davis, Attorney for Petitioner  
Michael Rose, Petitioner

FILED

ORDINANCE NO. 2017-29

DEC 19 2017

*Handwritten:* Key BOARD OF COMMISSIONERS OF Franklin COUNTY, INDIANA  
AN ORDINANCE REQUIRING THE RECORDER OF Franklin COUNTY,  
FRANKLIN COUNTY ~~INDIANA~~, TO WATERMARK BULK FORM COPIES

WHEREAS, the Board of Commissioners of Franklin County, Indiana ("County"), has the responsibility of and jurisdiction over the maintenance of certain public records;

WHEREAS, some of those public records include recorded documents as defined under I.C. § 36-2-7-10.1(a)(5) that are filed with and maintained by the Recorder of Franklin County ("Recorder"), Indiana or the Recorder's designee;

WHEREAS, certain individuals or organizations ("Bulk User") may seek such recorded documents from the Recorder in bulk form ("Bulk Form Copies");

WHEREAS, I.C. § 36-2-7-10.1(b) authorizes the Board of Commissioners to establish by ordinance the manner and form in which the Recorder provides Bulk Form Copies to a Bulk User, which may include application of a watermark pursuant to subsection (e);

WHEREAS, I.C. § 36-2-7-10.1(i) prohibits Bulk Users from engaging in certain conduct relative to the Bulk Form Copies, including reselling Bulk Form Copies unless excepted under subsection (h);

WHEREAS, the purpose of the watermark is to ensure that any recorded document is not resold or transferred for value in a manner inconsistent with Indiana law; and

WHEREAS, the County finds it is in its best interest to exercise its authority and require Bulk Form Copies to contain a watermark explicitly prohibiting their resale, except as provided for under I.C. § 36-2-7-10.1(h).

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of Franklin County, Indiana, the following:

1. The Recorder shall watermark all Bulk Form Copies with the following:

"THIS DOCUMENT IS PROVIDED FOR THE SOLE USE OF (insert bulk user name)  
AND EXCEPT AS PROVIDED FOR IN I.C. 36-2-7-10.1(h), SHALL NOT BE  
RESOLD PURSUANT TO I.C.36-2-7-10.1. OFFICIAL COPIES MAY BE OBTAINED  
AT THE COUNTY RECORDER'S OFFICE.

ORDAINED AND PASSED by the Board of Commissioners of Franklin County,  
Indiana, this 19<sup>th</sup> day of December, 2017.

Franklin COUNTY COMMISSIONERS

Tom

Tom

Erin

Attest: Karla G. Bauman

Auditor of Franklin County, IN

STATE OF INDIANA    )  
                              )  
                              )  
COUNTY OF FRANKLIN)

APPROVAL OF APPLICATION OF AMENDMENT OF ZONING ORDINANCE

TO: COUNTY COMMISSIONERS

Gentlemen:

On the 13<sup>th</sup> day of December, 2017, the Area Plan Commission of Franklin County, Indiana, heard and gave a favorable recommendation on the application of Karen Sacksteder Trustee of the Karen Sacksteder Trust to amend the zoning designation from present Secondary Agriculture to General Business for the following described real estate.

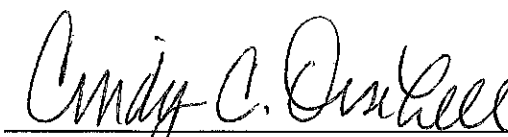
"SEE LEGAL DESCRIPTION ATTACHED"

General description of the property is as follows: 4100 US 52, New Trenton, IN 47035

It is hereby recommended that as the governing body of Franklin County, Indiana you have jurisdiction in this matter.



Ed Derickson, President



Cindy C. Orschell, Executive Director

FRANKLIN COUNTY, INDIANA

**FILED**  
BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, INDIANA, AND BY THE BOARD OF TRUSTEES OF BROOKVILLE, LAUREL, OLDENBURG, CEDAR GROVE, AND MOUNT CARMEL, INDIANA, UNDER AUTHORITY OF THE INDIANA AREA PLANNING LAW (I.C. 36-7-4), AND ALL ACTS AMENDATORY OR SUPPLEMENTAL THERETO, GENERAL ASSEMBLY OF THE STATE OF INDIANA.  
DEC 19 2017  
FRANKLIN COUNTY AUDITOR

SECTION 1. THE FOLLOWING DESCRIBED AREA, SHOWN ON THE ZONE MAP AS AMENDED, WHICH IS A PART OF THE SAID FRANKLIN COUNTY, INDIANA, FRANKLIN COUNTY CITIZENS ZONING ORDINANCE, SPECIFICALLY SHEET ~~XXXXX~~ OF ~~XXXXX~~ IS HEREBY RECLASSIFIED FROM THE Secondary Agriculture DISTRICT TO THE General Business DISTRICT:

"SEE DESCRIPTION ATTACHED"

SECTION 2. THIS ORDINANCE SHALL BE IN FULL EFFECT FROM AND AFTER ITS PASSAGE BY LAW.

PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF FRANKLIN, INDIANA, ON THIS 19 TH DAY OF December, 2017.

BOARD OF COUNTY COMMISSIONERS OF  
FRANKLIN COUNTY, INDIANA

Tamara  
President

Tamara

Em

ATTEST:

Karla G. Bannan  
Auditor of Franklin County, Indiana

DULY ENTERED FOR TAXATION

MAR 11 2005

*Cary H. N. Dwyer*  
Auditor Franklin County

Mary Seufert  
FRANKLIN County Recorder IN  
IN 2005000937 WD  
03/11/2005 14:36:02 2 PGS  
Filing Fee: \$16.00

## WARRANTY DEED

This Indenture Witnesseth that

W. CRAIG SACKSTEDER and KAREN SACKSTEDER, Husband and Wife,  
of Franklin County, State of Indiana,

CONVEY AND WARRANT TO

KAREN SACKSTEDER, Trustee of the Karen Sacksteder Trust,  
dated January 25, 2005,

for the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt whereof is hereby acknowledged, the following described Real Estate in Franklin County, in the State of Indiana, to-wit:

PARCEL NO. 015-019-0758-00

A part of the Southeast Quarter of Section Thirty-two (32), Township Eight (8), Range One (1) West, beginning at the Northeast corner of a lot formerly owned by Alfred E. Taylor. Thence North 66 feet; thence West 153 feet and 6 inches; thence South 66 feet; thence East 153 feet and 6 inches to place of beginning, it being 66 feet off of the South side of a tract of land conveyed by Ralph Wildridge to Thomas Pinkerton, by Deed recorded at page 639, Deed Record No. 9 in Recorder's Office of said County, that said Mary A. Pinkerton owns said real estate as widow of said Thomas Pinkerton.

ALSO: PARCEL NO. 015-019-0759-00

Part of the Southeast Quarter of Section Thirty-two (32), Township Eight (8), Range One (1) West and lying a short distance North of the Town of New Trenton on the West side of and adjoining the turnpike road and bounded as follows, to-wit: Beginning at the Northeast corner of a lot owned by Leo Wissel; thence North 150 feet; thence West 153 feet and 6 inches; thence South 150 feet; thence East 153 feet and 6 inches to the place of beginning and being the same real estate conveyed by George and Viola Wissel and Ed Wissel to Frank and Clara Sacksteder by Deed dated April 4, 1945 and recorded in Deed Records of Franklin County, Indiana.

This conveyance is subject to the provisions of the Unified Zoning Ordinance of Franklin County, Indiana, as recorded August 15, 1966 in Miscellaneous Record 11, at pages 359 through 373 in the Recorder's Office of Franklin County, Indiana, and to all amendments and modifications thereof; and subject to all easements, covenants, conditions, reservations, leases and restrictions of record, all legal streets and highways, and all rights of tenants in possession.

This conveyance is subject to the lien of taxes on said real estate for the year 2004, due and payable in 2005, and all subsequent taxes, which Grantee herein hereby assumes and agrees to pay.

Grantor herein agrees to give possession of the above-described real estate to the Grantee herein immediately upon execution of Deed.

*MAR 11 2005*

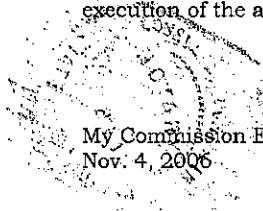
IN WITNESS WHEREOF, the said W. CRAIG SACKSTEDER and KAREN SACKSTEDER have hereunto set their hands and seals this 9th day of March, 2005.

W. Craig Sacksteder  
W. CRAIG SACKSTEDER

Karen Sacksteder  
KAREN SACKSTEDER

STATE OF INDIANA, COUNTY OF FRANKLIN, SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 9th day of March, 2005, personally appeared W. CRAIG SACKSTEDER and KAREN SACKSTEDER, Grantors herein, and acknowledged the execution of the annexed Deed. WITNESS my hand and Notarial Seal.



My Commission Expires:  
Nov. 4, 2006

Lowell C. McMillin  
Lowell C. McMillin, Notary Public  
Resident of Franklin County, IN

*This instrument prepared by Lowell C. McMillin, Attorney at Law, Brookville, Indiana*

(re\dld\ww twp\sacksteder karen wd 015-019-0758 & 0759-00)



FILED

ORDINANCE NO. 2017- 31



AN ORDINANCE AMENDING ORDINANCES 2017-08 AND 2017-09  
DEC 19 2017 FOR FRANKLIN COUNTY, INDIANA

~~WHEREAS, the Franklin County Board of Commissioners (the "Board") previously adopted Ordinances 2017-08 and 2017-09 on or about May 2, 2017, governing certain procedures and fees relating to the Franklin County Treasurers Office; and~~

WHEREAS, it has become apparent that such Ordinances are in need of amendment.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Franklin County, Indiana that:

A. Ordinance 2017-08 Ordinance 2017-08 is hereby amended as follows:

The last sentence of the main body of the ordinance ("The sum of \$10.00 of each such fee collected shall be deposited in to the Treasurer Non-Reverting Fund from Franklin County Report of Collections.") is hereby deleted and replaced with the following:

"The sum of \$10.00 of each such fee collected shall be deposited in the County General (1000) Fund."

B. Ordinance 2017-09 Ordinance 2017-09 is hereby amended to read as follows:

The fifth recital ("this Board has previously established a fee of thirty dollars (\$30.00) to be assessed against each parcel of real estate certified for sale at a Franklin County tax sale (the "Tax Sale Fees") is hereby deleted.

Paragraph 3 shall be deleted and replaced with "3. Intentionally Omitted."

Paragraph 4 shall be deleted and replaced with "4. Deposit of Funds. All funds collected under this ordinance shall be deposited into the County General (1000) Fund."

Paragraphs 5 through 8 shall be deleted and each replaced with "5 - 8. Intentionally Omitted."

E. Effective Date This ordinance shall become effective upon its passage and upon its execution by the Commissioners as attested by the Franklin County Auditor. Any funds previously collected under 2017-08 or 2017-09 shall also be placed in County General (1000)

Passed and adopted by the Board of Commissioners of Franklin County, Indiana on this 19<sup>th</sup> day of Dec, 2017.

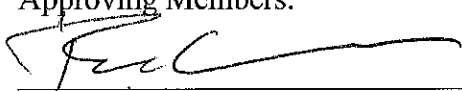
*Auditor*

BE IT NOW ORDAINED AND ADOPTED this 19<sup>th</sup> day of Dec.,  
2017, by a vote

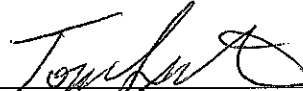
of 3 aye, \_\_\_\_\_ nay, and \_\_\_\_\_ abstain, by the

BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, INDIANA

Approving Members:



Printed: Tom Wilk



Printed: Tom Linkel



Printed: Eric Roberts

Dissenting Members:

\_\_\_\_\_

Printed: \_\_\_\_\_

\_\_\_\_\_

Printed: \_\_\_\_\_

\_\_\_\_\_

Printed: \_\_\_\_\_


ATTEST: Karla J. Bauman

KARLA BAUMAN, FRANKLIN COUNTY AUDITOR  
FRANKLIN COUNTY, INDIANA

FILED

DEC 19 2017

2017  
ORDINANCE NO. 32

2017003751 ORDI \$0.00  
12/20/2017 09:25:49A 2 PGS  
CONSTANCE BISCHOFF  
FRANKLIN County Recorder IN  
Recorded as Presented  


*Heidi J. Bauman*  
FRANKLIN COUNTY AUDITOR

A Home Rule Ordinance of Franklin County Indiana authorizing  
the payment of health insurance in monthly installments.

WHEREAS, Franklin County is in need of a policy allowing for payment of the County's yearly total employee health insurance obligation in equal monthly installments throughout the year (the "Monthly Payment");

WHEREAS, the Commissioners of Franklin County ("Commissioners") have determined to authorize such a policy;

WHEREAS, such a policy is not prohibited by any existing ordinances of the County or any provision of the Indiana Code;

WHEREAS, no provision of the Indiana Code prescribes statutory procedures or other requirements for the County to follow with respect to such payments, apart from those establishing general requirements for the use of public funds;

WHEREAS, the Commissioners, having found that the power to make such a policy is not specifically prohibited, but is not specifically granted by statute, finds that it may exercise its power to allocate funds according to the provisions of IC 36-1-3; and

WHEREAS, the Commissioners have been advised that it is necessary to adopt an ordinance to enact such a policy;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF FRANKLIN COUNTY, INDIANA, THAT:

Section 1. In accordance with IC 36-1-3, the County hereby authorizes the Franklin County Auditor (the "Auditor") to make the Monthly Payments toward the County's annual health insurance obligations by making twelve equal monthly installments on or before the 5<sup>th</sup> day of each month. The amount of such Monthly Payments shall be calculated by taking the yearly employee health insurance appropriation amount and dividing it by twelve.

Section 2. Such Monthly Payments shall be completed in three steps. (1) The Commissioners shall submit a monthly claim for the Monthly Payment by the 1<sup>st</sup> day of each month. Said money shall be receipted in Fund 4702. The Auditor shall pay the Monthly Payment from the following funds:

1<sup>st</sup> 4700 – any interest collected from this fund will be applied first;

2<sup>nd</sup> 4701 – all employee contributions and medical reimbursements will be applied second;

*Auditor*

3<sup>rd</sup> 4702- the remaining balance owed for the Monthly Payment will be paid from 4702.

(2) The Auditor shall transfer payroll funds collected from employees for health insurance to Fund 4701 as needed to satisfy the above obligations.

Section 3. The Auditor shall reconcile any projected imbalance by October 15th of each calendar year and adjust the last two sets of proposed claims, transfers, and payments accordingly to ensure that the correct amount is paid in full by the end of the year.

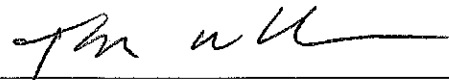
Section 5. Any payments other than those stated in this ordinance would require an appropriation through the Franklin County Council's standard processes.

Section 4. This ordinance shall not be in force and effect if it should be specifically prohibited by future provisions of the Indiana Code or the specific manner for making such funds shall be prescribed by future provisions of the Indiana Code.

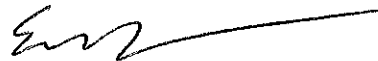
Section 5. This ordinance shall be in full force and effect starting on January 1, 2018.

Adopted this 19<sup>th</sup> day of December, 2017.

BOARD OF COUNTY COMMISSIONERS  
OF FRANKLIN COUNTY, INDIANA







ATTEST: Karla J. Bauman

KARLA BAUMAN, AUDITOR

FRANKLIN COUNTY, INDIANA